

PATENT COOPERATION TREATY

From the
INTERNATIONAL SEARCHING AUTHORITY

To:
PARK, Kyungwan

GIP Patent Law Counselors 2Fl. Sewon Bldg. #823-48
Yeoksam-dong, Gangnam-gu Seoul 135-933 Republic of
Korea

PCT

**WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY**
(PCT Rule 43bis.1)

| | |
|-------------------------------------|---------------------------|
| Date of mailing (day/month/year) | 12 JUNE 2004 (12.06.2004) |
|-------------------------------------|---------------------------|

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|---|--|
| Applicant's or agent's file reference PCT04-4-ICON | FOR FURTHER ACTION See paragraph 2 below |
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|---|--|---|
| International application No. PCT/KR2004/000431 | International filing date (day/month/year) 27 FEBRUARY 2004 (27.02.2004) | Priority date(day/month/year) 07 APRIL 2003 (07.04.2003) |
|---|--|---|

International Patent Classification (IPC) or both national classification and IPC

IPC7 H04N 5/225

Applicant

ICONLAB, INC. et al

1. This opinion contains indications relating to the following items:

- | | |
|-------------------------------------|--|
| <input checked="" type="checkbox"/> | Box No. I Basis of the opinion |
| <input type="checkbox"/> | Box No. II Priority |
| <input type="checkbox"/> | Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability |
| <input type="checkbox"/> | Box No. IV Lack of unity of invention |
| <input checked="" type="checkbox"/> | Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement |
| <input type="checkbox"/> | Box No. VI Certain documents cited |
| <input type="checkbox"/> | Box No. VII Certain defects in the international application |
| <input type="checkbox"/> | Box No. VIII Certain observations on the international application |

2. **FURTHER ACTION**

If a demand for international preliminary examination is made, this opinion will be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA") except that this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of 3 months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later. For further options, see Form PCT/ISA/220.

3. For further details, see notes to Form PCT/ISA/220.

Name and mailing address of the ISA/KR

 Korean Intellectual Property Office
 920 Dunsan-dong, Seo-gu, Daejeon 302-701,
 Republic of Korea
 Facsimile No. 82-42-472-7140

Authorized officer
 JANG, Hyun Geun
 Telephone No. 82-42-481-5775



**WRITTEN OPINION OF THE
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International application No.

PCT/KR2004/000431

Box No. I Basis of this opinion

1. With regard to the **language**, this opinion has been established on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.

This opinion has been established on the basis of a translation from the original language into the following language _____, which is the language of a translation furnished for the purposes of international search (under Rules 12.3 and 23.1(b)).

2. With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:

a. type of material

- a sequence listing
 table(s) related to the sequence listing

b. format of material

- in written format
 in computer readable form

c. time of filing/furnishing

- contained in the international application as filed.
 filed together with the international application in computer readable form.
 furnished subsequently to this Authority for the purposes of search.

3. In addition, in the case that more than one version or copy of a sequence listing and/or table relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.

4. Additional comments:

**WRITTEN OPINION OF THE
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International application No.

PCT/KR2004/000431

Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

| | | | |
|-------------------------------|--------|------|-----|
| Novelty (N) | Claims | 1-10 | YES |
| | Claims | NONE | NO |
| Inventive step (IS) | Claims | 1-10 | YES |
| | Claims | NONE | NO |
| Industrial applicability (IA) | Claims | 1-10 | YES |
| | Claims | NONE | NO |

2. Citations and explanations :

Reference is made to the following documents:

D1: US 5818528 (United Parcel Service of America)

D2: US 5821523 (Alan G.Bunte)

D1, which is considered to represent the most relevant state of the art, discloses an electronic camera for a label image capture. D2 discloses an image capture system which captures both photo images and coded images.

D1 and D2 are similar to capturing an image, but they differ in the detail of processing, e.g. pausing preview and restarting preview before the image processing.

As a consequence, Claims 1-10 meet the criteria set out in PCT Article 33(2)-33(3), because the prior art does not teach nor fairly suggest a processing which comprises the pausing preview, the saving image and the restarting preview before the image processing.